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4 CORNELL WELLS,
5 Plaintiff,
6 v.
7 NATIONAL BOARD OF MEDICAL
8 EXAMINERS, et al.,
9 Defendants.

10 Case No. [21-cv-01279-JSC](#)

11 **ORDER RE: MEDICAL RECORDS
DISPUTE**

12 Re: Dkt. No. 61

13 Now pending before the Court is a discovery dispute joint letter regarding Defendants'
14 request for the medical records that nurse practitioner Gerald Baltz reviewed before submitting a
15 letter in support of Plaintiff's request for testing accommodations for his ADHD. (Dkt. No. 61.)
16 Plaintiff contends he has certain physical health conditions that are irrelevant to this action and his
17 requests for accommodation; he thus seeks to withhold those records from disclosure to
18 Defendants.

19 While the Court understands why Defendants wish to review all of the records Mr. Baltz
20 reviewed, the process the parties helpfully agreed to as to the other medical practitioners
21 sufficiently addresses Defendants' concerns. Furthermore, if after reviewing the produced records
22 and deposing Mr. Baltz Defendants have reason to believe that the undisclosed records are
23 somehow relevant to Plaintiff's claims and/or Mr. Baltz's opinion, the Court can revisit that
24 process and then order a further deposition if necessary. And, as stated before, in the meantime
25 the Court can review redacted records *in camera* if Defendants are concerned about redactions.

26 The case management conference scheduled for March 10, 2022, is continued to April 7,
27 2022, given the parties' representation that if the matter is not resolved by April 1, 2022 they are
28 agreeable to referral for a magistrate judge settlement conference. In the meantime, the Court

1 expects Plaintiff to have complied with Defendants' discovery requests. No updated case
2 management conference statement is required; however, the parties should expect to update the
3 Court orally on the status of discovery and preferred alternative dispute resolution.

4 This Order disposes of Docket No. 61.

5 **IT IS SO ORDERED.**

6 Dated: March 7, 2022

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9 JACQUELINE SCOTT CORLEY
10 United States Magistrate Judge
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United States District Court
Northern District of California